

**Key to proposed changes in regulatory language:**

text denotes additions proposed in the initial statement of reasons dated 8/27/02

~~text~~ denotes deletions proposed in the initial statement of reasons dated 8/27/02

[text] denotes an alternative proposed in the initial statement of reasons dated 8/27/02

[text] or [text] denotes two or more options proposed in the initial statement of reasons dated 8/27/02, of which only one will be selected.

text denotes additions proposed in the amended initial statement of reasons dated 9/24/02

~~text~~ denotes deletions proposed in the amended initial statement of reasons dated 9/24/02

[text] denotes an alternative proposed in the amended initial statement of reasons dated 9/24/02

[text] or [text] denotes two or more options proposed in the amended initial statement of reasons dated 9/24/02, of which only one will be selected.

Section 1.90, Title 14, CCR, is amended to read:

**1.90. Nearshore Fish Stocks, Nearshore Fisheries, ~~and~~ Nearshore Waters, and Shallow Nearshore Rockfish Defined.**

(a) Under the authority of Section 8587.1 of the Fish and Game Code, Section 8586 of the Fish and Game Code is made inoperative.

(b) "Nearshore fish stocks" means any of the following:

- (1) black rockfish (*Sebastes melanops*),
- (2) black-and-yellow rockfish (*Sebastes chrysomelas*),
- (3) blue rockfish (*Sebastes mystinus*),
- (4) brown rockfish (*Sebastes auriculatus*),
- (5) cabezon (*Scorpaenichthys marmoratus*),
- (6) calico rockfish (*Sebastes dallii*),
- (7) California scorpionfish (sculpin) (*Scorpaena guttata*),
- (8) California sheephead (*Semicossyphus pulcher*),
- (9) China rockfish (*Sebastes nebulosus*),
- (10) copper rockfish (*Sebastes caurinus*),
- (11) gopher rockfish (*Sebastes carnatus*),
- (12) grass rockfish (*Sebastes rastrelliger*),
- (13) greenlings of the genus *Hexagrammos*,
- (14) kelp rockfish (*Sebastes atrovirens*),
- (15) monkeyface eel (*Cebidichthys violaceus*),
- (16) olive rockfish (*Sebastes serranoides*),
- (17) quillback rockfish (*Sebastes maliger*), and
- (18) treefish (*Sebastes serriceps*),

(c) "Nearshore fisheries" means the commercial or recreational taking, possession, or landing of any species of nearshore fish stocks.

(d) "Nearshore waters" means ocean waters including around offshore rocks and islands extending from the shore to a depth of 20 fathoms.

(e) "Shallow nearshore rockfish" means a subgroup of rockfishes (genus *Sebastes*) including only black-and-yellow rockfish (*Sebastes chrysomelas*), China rockfish

(Sebastes nebulosus), gopher rockfish (Sebastes carnatus), grass rockfish (Sebastes rastrelliger), and kelp rockfish (Sebastes atrovirens).

**NOTE**

Authority cited: Sections 7071 and 8587.1, Fish and Game Code.

Reference: Sections 8585.5 and 8586, Fish and Game Code.

Section 1.91, Title 14, CCR, is added to read:

**1.91. Groundfish.**

“Groundfish” means all species of rockfish (Sebastes), cabezon (Scorpaenichthys marmoratus), and kelp and rock greenlings (genus Hexagrammos).

**NOTE**

Authority cited: Sections 7071 and 8587.1, Fish and Game Code.

Reference: Sections 8585.5 and 8586, Fish and Game Code.

Section 27.60, Title 14, CCR, is amended to read:

**27.60. Limit.**

(a) General. No more than 20 finfish in combination of all species with not more than 10 of any one species, may be taken or possessed by any one person except as otherwise provided. (See Sections 27.70 through 28.62 for minimum size limits and poundage restrictions for certain species.)

(b) Within the overall bag limit of 20 fish, the following special limits apply:

(1) Rockfish (rockcod) and lingcod taken in the Northern Rockfish and Lingcod Management Area (see Sections 27.82, 28.27, and 28.55): [Rockfish (rockcod)] or [Rockfish (rockcod) and lingcod in combination]--10 fish--all of which may be of the same species of rockfish except as provided for bocaccio in Section 28.55 which is zero, cowcod in Section 28.55 which is zero, yelloweye rockfish in Section 28.55 which is [zero - one] [(but no more than two per vessel)] canary rockfish in Section 28.55 which is [zero - one], and lingcod in Section 28.27 which is two.

(2) ~~Rockfish (rockcod),~~ Groundfish, as defined in Section 1.91, lingcod, and California scorpionfish taken in the Central or Southern Rockfish and Lingcod Management Areas (see Sections 27.82, 28.27, 28.54, and 28.55): ~~Rockfish (rockcod) -- [five - 10] 10 fish all of which may be of the same species of which [five - 10] may be nearshore rockfish described under Section 1.90, and [zero - two] may be rockfish other than nearshore rockfish described under Section 1.90,~~ Groundfish, 10 fish, except as provided for bocaccio in Section 28.55 which is two, cowcod in Section 28.55 which is zero, yelloweye rockfish in Section 28.55 which is zero - one (but no more than two per vessel), and canary rockfish in Section 28.55 which is zero - one, and for rockfish other than nearshore rockfish (see Section 1.90), bocaccio, cowcod, yelloweye rockfish and canary rockfish (see Section 28.55) during a central or southern rockfish and lingcod closure when fishing is allowed in waters less than ~~[10 - 20] 20 fathoms in depth (see Section 27.82) which is two [one - two] fish;~~ lingcod in Section 28.27 which is ~~-- two [two - three] fish;~~ and California scorpionfish in Section 28.54 which is [five - ten] fish; Within the groundfish bag limit, the following sub-limits apply: shallow nearshore rockfish as defined in Section 1.90 (e) -- 2 fish, cabezon -- 3 fish, and greenlings of the genus Hexagrammos -- 2 fish.

(3) For species of fish other than rockfish, lingcod, and California scorpionfish, and groundfish, within the overall bag limit of 20 fish, the following special limits apply: California sheephead in Section 28.26 which is five fish, salmon--two fish, except as provided in Section 27.80; trout taken from ocean and bays--three fish; white seabass--three fish, except as provided in Section 28.35; sturgeon--one fish; striped bass--two fish; California halibut--five fish, except as provided in Section 28.15; Pacific halibut--one fish; giant (black) sea bass--zero fish, except as provided in Section 28.10; surfperch--five fish in the aggregate of all species, except for shiner surfperch under subsection (c) below; broadbill swordfish--two fish; marlin--one fish; garibaldi--zero fish; gulf grouper--zero fish; broomtail grouper--zero fish; leopard shark--three fish; blue shark--two fish; thresher shark--two fish; shortfin mako shark--two fish; soupfin shark--one fish; sixgill shark--one fish; sevengill shark--one fish; white shark--zero fish.

(c) In addition to the overall bag limit of 20 fish, and special limits in subsection (b), the following special limits apply: Shiner surfperch--20.

(d) There is no limit on the following species: Albacore, anchovy, bluefin tuna, grunion, jacksmelt, topsmelt, petrale sole, Pacific butterfish (pompano), queenfish, sanddabs, skipjack, jack mackerel, Pacific mackerel, Pacific staghorn sculpin, starry flounder, round herring, Pacific herring and Pacific sardine.

#### NOTE

Authority cited: Sections 200, 202, 205, 215 and 8587.1, Fish and Game Code.

Reference: Sections 200, 202, 205, 206, 215, 220, 5517 and 8585.5, Fish and Game Code.

Section 27.65, Title 14, CCR, is amended to read:

#### **27.65. Filleting of Fish on Vessels.**

(a) Definition of Fillet: For the purpose of this section a fillet is the flesh from one side of a fish extending from the head to the tail which has been removed from the body (head, tail and backbone) in a single continuous piece.

(b) Fish That May be Filleted: No person shall fillet on any boat or bring ashore as fillets any fish, except in accordance with the following requirements:

(1) Kelp bass, sand bass, spotted bass, and ocean whitefish: All fillets shall be a minimum of six and one-half inches in length. Each fillet shall bear intact a one-inch square patch of skin.

(2) Barracuda: Fillets must be a minimum of 17 inches in length. Each fillet shall bear intact a one-inch square patch of silver skin.

(3) Lingcod. Lingcod fillets must be a minimum of [15 - 16] 16 inches in length. Each fillet shall bear intact a one-inch square patch of skin.

(4) White sea bass: Fillets must be a minimum of 19 inches in length. Each fillet shall bear intact a one-inch square patch of silver skin.

(5) Pacific bonito: No more than 10 fillets of any length may be possessed. All bonito fillets possessed shall be considered a part of the allowable undersized tolerance of five bonito per day less than 24 inches fork length or weighing less than five pounds as provided in Section 28.32 of these regulations. All fillets shall bear intact a one-inch square patch of skin.

(6) California halibut taken from or possessed aboard a vessel south of Point Arena (Mendocino County): Fillets must be a minimum of 16 and three-quarter inches in length

and shall bear the entire skin intact. A fillet from a California halibut (flesh from one entire side of the fish with the entire skin intact) may not be cut in half fillets. However, a fillet may be cut lengthwise in a straight line along the midline of the fillet where the fillet was attached to the vertebra (backbone) of the fish only if the two pieces of a fillet remain joined along their midline for a length of at least two inches at one end of the fillet.

(7) Yellowtail: Fillets must be a minimum of 17 inches in length, except not more than 10 fillets may be less than 17 inches. Each fillet shall bear intact a one-inch square patch of skin.

(8) Rockfish: Fillets must have the entire skin attached. Brown-skinned rockfish: Fillets shall be a minimum of six and one-half inches in length. ~~Bocaccio fillets must be a minimum of five inches in length.~~

(9) California scorpionfish (commonly termed "sculpin"): Fillets must be a minimum of five inches. Each fillet shall bear intact a one-inch square patch of skin.

(10) All other species except those listed in subsection (c) of this section: Each fillet shall bear intact a one-inch square patch of skin. The fillets may be of any size.

(c) Fish That May Not be Filleted: No person shall fillet on any boat or bring ashore as fillets the following fish: cabezon, kelp and rock greenlings, California halibut north of Point Arena (Mendocino County), and any species of flatfish, other than California halibut, including Pacific and Greenland halibut, tonguefish, sole, turbot, flounder, and sanddab, and salmon, striped bass and sturgeon.

#### NOTE

Authority cited: Sections 200, 202, 205, 215, 220, 5508 and 5509, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 220, 5508 and 5509, Fish and Game Code.

Section 27.82, Title 14, CCR, is amended to read:

#### **27.82. Management Areas Defined; ~~Closure~~ Closed and Open Periods Defined.**

(a) Cowcod closure areas means both Area 1 and Area 2: Area 1 is an area south of Point Conception that is bound by straight lines connecting the following points in the order listed:

33° 50' N. lat., 119° 30' W. long.;  
33° 50' N. lat., 118° 50' W. long.;  
32° 20' N. lat., 118° 50' W. long.;  
32° 20' N. lat., 119° 30' W. long.;  
33° 00' N. lat., 119° 30' W. long.;  
33° 00' N. lat., 119° 50' W. long.;  
33° 30' N. lat., 119° 50' W. long.;  
33° 30' N. lat., 119° 30' W. long.;  
33° 50' N. lat., 119° 30' W. long.;

and Area 2 is a smaller area west of San Diego that is bound by straight lines connecting the following points in the order listed:

32° 40' N. lat., 118° 00' W. long.;  
32° 40' N. lat., 117° 50' W. long.;

32° 30' N. lat., 117° 50' W. long.;

32° 30' N. lat., 118° 00' W. long.;

32° 40' N. lat., 118° 00' W. long.;

(b) Rockfish and lingcod management areas are as follows: Northern Rockfish and Lingcod Management Area means ocean waters between the Oregon/California border and 40° 10' N. lat (near Cape Mendocino, Humboldt County); the Central Rockfish and Lingcod Management Area means ocean waters between 40° 10' N. lat. and Point Conception, Santa Barbara County (at 34° 27' N. lat.); and the Southern Rockfish and Lingcod Management Area means ocean waters between Point Conception and the U.S./Mexico border including the Cowcod Closure Areas.

(c) Rockfish and lingcod closure periods, except as provided in subsection (d), are as follows: Northern Rockfish and Lingcod Closure Period means [January - December] or [June - October] or [other period of months to be consistent with Council adopted closure period] or [the date after which the harvest guideline for canary or yelloweye rockfish has been reached and the fishery is closed pursuant to subsection (g).] Central Rockfish and Lingcod Closure Period means [January - December] March-June and September-December, inclusive, and Southern Rockfish and Lingcod Closure Period means [January - December] January-February and November-December, inclusive.

(d) During rockfish and lingcod closures specified in subsection (c), fishing for and possession of groundfish as defined in Section 1.91 (excluding bocaccio, canary, yelloweye rockfish, and cowcod), California scorpionfish, ocean whitefish and lingcod are allowed fish are allowed in waters less than 20 fathoms in depth along the mainland coast and around offshore islands and rocks (excluding reefs and banks) for lingcod, ocean whitefish, rockfish (not including bocaccio, cowcod, yelloweye rockfish and canary rockfish except as authorized pursuant to Section 27.60 in the Northern Rockfish and Lingcod Management Area), and California scorpionfish in the following areas and time periods and is otherwise prohibited:

(1) Northern Rockfish and Lingcod Management Area, [January - December, inclusive] or [other months to be determined] in waters less than [10-27] 20 fathoms in depth along the mainland coast and around offshore rocks commencing the day following a fishery closure implemented pursuant to subsection (c);

(2) Central and Southern Rockfish and Lingcod Management Areas, in waters less than [10 - 20] fathoms in depth along the mainland coast and around offshore islands and rocks during [January-April and November-December, inclusive] or [March-April and November-December, inclusive] or [January-December, inclusive] May-June and September-October, except that California scorpionfish may be taken and possessed in waters less than 20 fathoms in depth along the mainland coast and around offshore island and rocks during January-February and in waters less than 50 fathoms in depth along the mainland coast in an area bounded on the North by a line drawn due West from Point Fermin (33° 41' N. latitude) and on the South by a line drawn due West from Newport South Jetty (33° 36' N. latitude) during the months of July and August.

(e) At no time may lingcod, ocean whitefish, ~~rockfish~~ groundfish, and California scorpionfish, be taken or possessed except as provided in subsections (c) and (d) of this Section.

(f) At no time may California sheephead, lingcod, cabezon, kelp or rock greenlings, California scorpionfish, rockfish, or ocean whitefish be taken or possessed while fishing in water 20 fathoms or greater in depth in the cowcod closure areas.

(g) When the department determines, based on the best available scientific information, that the annual harvest limits (harvest guidelines) established in regulation by the National Marine Fisheries Service for lingcod, ~~bocaccio, canary, or yelloweye~~ rockfish, or a subgroup of rockfish, and/or California scorpionfish, in the California recreational fishery has been exceeded or is projected to be exceeded prior to the end of the year, the department may close the recreational fishery for lingcod, rockfish, a subgroup of rockfish, and/or California scorpionfish and lingcod in all or part of the Northern, Central, or Southern Rockfish and Lingcod Management areas [see Section 27.82 (b)] , depending on the level of ~~lingcod, bocaccio, canary rockfish or yelloweye~~ rockfish, a subgroup of rockfish, and/or California scorpionfish, catch in each area, for the balance of the calendar year, ~~except that fishing shall be allowed to continue in waters less than 20 fathoms in depth along the mainland coast and around offshore islands and rocks for lingcod, ocean whitefish, rockfish (not including bocaccio, cowcod, yelloweye rockfish and canary rockfish) and California scorpionfish.~~ except that fishing shall [shall] or [may] be allowed to continue in waters less than 20 fathoms in depth along the mainland coast and around offshore islands and rocks for lingcod, ocean whitefish, rockfish (not including bocaccio, cowcod, yelloweye rockfish and canary rockfish) and California scorpionfish.

(h) The department shall give the public and the National Marine Fisheries Service no less than 10 days notice of any fishery closure implemented pursuant to this Section via a department news release.

(i) ~~The rockfish and lingcod closures and species restrictions in this Section do not apply to angling or spear fishing from shore or from any man-made structure.~~

#### NOTE

Authority cited: Sections 200, 202, 205, 215, 7071, and 8587.1, Fish and Game Code.

Reference: Sections 200, 202, 206, 215, ~~224~~ and 8585.5, Fish and Game Code.

Section 28.27, Title 14, CCR, is amended to read:

#### **28.27. Lingcod.**

(a) Open Season and Area: ~~Open all year except~~ See Section 27.82. Lingcod may not be taken or possessed by a person by angling or by spear fishing from a vessel [or from shore] during a northern, central or southern rockfish and lingcod closure unless provided for under Section 27.82 (d).

(b) Limit:

(1) Northern Rockfish and Lingcod Management Area (see Section 27.82): Two.

(2) Central and Southern Rockfish and Lingcod Management Area (see Section 27.82): [Two - Three].

(c) Minimum size:

(1) Northern Rockfish and Lingcod Management Area (see Section 27.82): Twenty-four inches total length.

(2) Central and Southern Rockfish and Lingcod Management Areas (see Section 27.82): [Twenty-two - Twenty-four] inches total length.

(d) Method of take: Not more than two hooks and one line. For purposes of this section, a hook is a single hook, or double or treble hook with multiple points connected to a common shank.

**NOTE**

Authority cited: Sections 200, 202, 205, 215, 220 and 240, Fish and Game Code.

Reference: Sections 200, 202, 205, 206, 215, 220 and 240, Fish and Game Code.

Section 28.28, Title 14, CCR, is amended to read:

**28.28. Cabezon.**

(a) Open season and areas: ~~Open all year, except~~ See Section 27.82. Cabezon may not be taken or possessed by a person by angling or by spear fishing from a vessel [or from shore] during a northern, central or southern rockfish and lingcod closure unless provided for under Section 27.82 (d). cabezon shall not be taken or possessed in waters 20 fathoms or greater in depth in the cowcod closure areas.

(b) Limit: ~~Ten.~~

(1) Northern Rockfish and Lingcod Management Area (see Section 27.82): Ten.

(2) Central and Southern Rockfish and Lingcod Management Area (see Section 27.82): Three, within a groundfish bag limit of 10 fish.

(c) Minimum size: [Fifteen] ~~or [Sixteen]~~ inches total length.

**NOTE**

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code.

Reference: Sections 200, 202, 205, 210, 8585.5 and 8587.1, Fish and Game Code.

Section 28.29, Title 14, CCR, is amended to read:

**28.29. Kelp Greenling. Rock Greenling.**

(a) Open season: See Section 27.82. Kelp or rock greenlings (genus Hexagrammos) may not be taken or possessed by a person by angling or by spear fishing from a vessel [or from shore] during a northern, central or southern rockfish and lingcod closure unless provided for under Section 27.82 (d). ~~Open all year, except that kelp greenling and rock greenling shall not be taken or possessed in waters 20 fathoms or greater in depth in the cowcod closure areas.~~

(b) Limit: ~~Kelp Greenling: Ten. Rock Greenling: Ten.~~

(1) Northern Rockfish and Lingcod Management Area (see Section 27.82): Ten Kelp Greenling; Ten Rock Greenling.

(2) Central and Southern Rockfish and Lingcod Management Area (see Section 27.82): Two greenlings of the genus Hexagrammos, within a groundfish bag limit of 10 fish.

(c) Minimum size: Twelve inches total length.

**NOTE**

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code.

Reference: Sections 200, 202, 205, 210, 8585.5 and 8587.1, Fish and Game Code.

Section 28.54, Title 14, CCR, is amended to read:

**28.54. California Scorpionfish (Sculpin).**

(a) Open season: ~~Open all year, except that~~ See Section 27.82. California scorpionfish may not be taken or possessed by a person by angling or by spear fishing from a vessel ~~[or from shore]~~ in a ~~N~~northern, ~~C~~central, or ~~S~~southern ~~R~~rockfish and ~~L~~lingcod ~~M~~management area during a closure in those areas unless provided for under Section 27.82 (d).

(b) Limit: [Five - Ten] ~~Ten~~.

(c) Minimum size: Ten inches total length.

**NOTE**

Authority cited: Sections 200, 202, 205, 210, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 210, 220, 8585.5, 8586 and 8587.1, Fish and Game Code.

Section 28.55, Title 14, CCR, is amended to read:

**28.55. Rockfish (Sebastes).**

(a) Open seasons and areas:

~~(1) Open all year, except that~~ See Section 27.82. ~~R~~rockfish, including bocaccio, cowcod, yelloweye, and canary rockfish, may not be taken or possessed by a person by angling or by spear fishing from a vessel in a ~~N~~northern, ~~C~~central or ~~S~~southern ~~R~~rockfish and ~~L~~lingcod ~~M~~management ~~A~~area during a rockfish and lingcod closure unless provided for under Section 27.82 (d).

~~(2) Rockfish may not be taken in the Ccowcod Cclosure Aareas except as provided for under Section 27.82.~~

(b) Limit:

(1) When fishing is authorized in the Northern Rockfish and Lingcod Management Area pursuant to Section 27.82 (c): [Ten in any combination of species with lingcod (see Section 28.27)], or [Ten 10 in any combination of species], except bocaccio – zero two; yelloweye rockfish - [zero - one] ~~but no more than two per vessel~~; canary rockfish - [zero - one] ~~one~~; cowcod – zero;

(2) When fishing is authorized in the Central and Southern Rockfish and Lingcod Management Areas pursuant to Section 27.82 (c), [Five - Ten] 10 in any combination of species, except bocaccio - zero two; yelloweye rockfish - zero one (but no more than two per vessel); canary rockfish - zero one; and cowcod – zero; and during a central or southern rockfish and lingcod closure when fishing is allowed for rockfish in waters less than ~~[10-20] 20 fathoms in depth as provided in Section 27.82~~ ~~[five-10] 10 in any combination of rockfish not to exceed [zero – two] two rockfish other than rockfish defined as nearshore fish stocks (see Section 1.90) and excluding bocaccio, cowcod, yelloweye, and canary rockfishes, which are prohibited. The sub-limit of shallow nearshore rockfish as defined in Section 1.90 is two fish within the 10-fish rockfish bag limit. Rockfishes are also included in the aggregate groundfish bag limit pursuant to Section 27.60.~~

(c) Size limit: None, except no bocaccio, black and yellow, gopher, or kelp rockfishes may be taken or possessed that is less than 10 inches in total length, and no China or grass rockfish may be taken or possessed that is less than 12 inches in total length.



(d) Method of take: Not more than two barbless circle hooks and one line. For purposes of this section, a hook is a single barbless circle hook, as described in section 27.80(a)(3), ~~or a double or treble hook with multiple points connected to a common shank.~~

NOTE

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 215, 220 and 8585.5, Fish and Game Code.

Section 28.58, Title 14, CCR, is amended to read:

**28.58. Ocean Whitefish.**

Open Season and Area: See Section 27.82. California scorpionfish may not be taken or possessed by a person by angling or by spear fishing from a vessel [or from shore] in a Northern, Central or Southern Rockfish and Lingcod Management Area during a closure in those areas unless provided for under Section 27.82 (d). ~~Open all year, except that ocean whitefish shall not be taken or possessed in waters [10 – 20] 20 fathoms or greater in depth in the southern rockfish and lingcod management area during a southern rockfish and lingcod closure, and in waters 20 fathoms or greater in depth in the cowcod closure areas.~~

NOTE

Authority cited: Sections 200, 202, 205, 215 and 220, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 215 and 220, Fish and Game Code.

Section 28.65, Title 14, CCR, is amended to read:

**28.65. General.**

Except as provided in this article, fin fish may be taken only on hook and line or by hand. Any number of hooks and lines may be used in all ocean waters and bays except:

(a) San Francisco and San Pablo bays between the Golden Gate Bridge and the west Carquinez Bridge, where only one line with not more than three hooks may be used.

(b) On public piers, no person shall use more than two rods and lines, two hand lines, or two nets, traps or other appliances used to take crabs.

(c) When rockfish (genus *Sebastes*) or lingcod (*Ophiodon elongatus*) are aboard or in possession, where only one line with not more than two hooks may be used pursuant to sections 28.55 or 28.27, respectively, except that hooks used to take rockfish must be barbless circle hooks as described under section 27.80(a)(3).

(d) No gaff hook shall be used to take or assist in landing any fin fish shorter than the minimum size limit. For the purpose of this section a gaff hook is any hook with or without a handle used to assist in landing fish or to take fish in such a manner that the fish does not take the hook voluntarily in its mouth. No person shall take fin fish from any boat or other floating device in ocean waters without having a landing net in possession or available for immediate use to assist in landing undersize fish of species having minimum size limits; the opening of any such landing net shall be not less than eighteen inches in diameter.

(e) North of Point Conception (34° 27' 00" N. lat.), where only one rod and line may be used by each angler fishing for salmon, or fishing from any boat or floating device with salmon on board.

(f) Mousetrap gear prohibited: It is unlawful to use, assist in using, or to possess aboard any vessel, hook-and-line gear commonly termed "mouse traps" constructed of a hook(s) or lure(s), attached to one end of a line that is attached to a float, or floats at the other end, and that when fished, is not attached directly to a person or vessel.

Possession of such gear aboard a vessel shall be prima facie evidence that the gear is being used in violation of this regulation.

(g) North of Point Conception to Horse Mountain, Section 27.80(a)(3) applies to each angler fishing for salmon or fishing from any boat or floating device with salmon on board.

NOTE

Authority cited: Sections 200, 202, 205, 215, 220, 240 and 7071, Fish and Game Code.

Reference: Sections 200, 202, 205, 206, 215, 220, 240 and 8585.5, Fish and Game Code.